

UNITED STATES DISTRICT COURT
FOR THE
DISTRICT OF MASSACHUSETTS

ZHANNA CHIZHIK,
Administratrix of the Estate
of Grigory Chizhik,
Plaintiff

C.A. NO.: 04-10106-JLT

v.

SEA HUNT, INC., TROPICLAND
MARINE AND TACKLE, INC., and
GREGORY ZILBERMAN,
Defendants

**PLAINTIFF'S MOTION FOR SANCTIONS DUE TO DEFENDANT, SEA HUNT,
INC.'S FAILURE TO COMPLY WITH COURT ORDER**

On October 4, 2004, plaintiff filed a Motion to Compel along with Local Rule 37.1 Certificate, Memorandum of Law, Exhibits and Certificate of Service by the plaintiff.

On October 25, 2004, plaintiff's Motion to Compel was granted.

Defendant, Sea Hunt, Inc. has failed to respond to the Court's Order dated October 25, 2004. The plaintiff, therefore, moves under F.R.C.P. Rule 37(b)(2)(C) that the defendant be defaulted and that judgment be entered for the plaintiff as against Sea Hunt, Inc. for a sum to be determined at an assessment of damages hearing.

Respectfully submitted,
By her attorneys

/s/ David B. Kaplan

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Dated: November 23, 2004